




16562 U.S. PTO
102203

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION	
	CLASS	SUBCLASS	EXAMINER	ART UNIT
11669.0139USC1			Huynh, Phuong N.	1644

CERTIFICATE UNDER 37 CFR 1.10:
"Express Mail" mailing label number: EV 321726162 US
Date of Deposit: October 22, 2003

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 
Name: Lynda Kraft

17548 U.S. PTO
10/692299
102203

CONTINUATION APPLICATION UNDER 37 C.F.R. § 1.53(b)

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request for filing a continuation application under 37 CFR § 1.53(b) of Serial No. 09/886,242, filed on June 20, 2001 entitled EG-VEGF NUCLEIC ACIDS AND POLYPEPTIDES AND METHODS OF USE by the following inventor(s):

Full Name Of Inventor	Family Name	First Given Name	Second Given Name
Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
Post Office Address	Post Office Address	City	State & Zip Code/Country
Full Name Of Inventor	Family Name	First Given Name	Second Given Name
Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
Post Office Address	Post Office Address	City	State & Zip Code/Country
Full Name Of Inventor	Family Name	First Given Name	Second Given Name
Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
Post Office Address	Post Office Address	City	State & Zip Code/Country

- 1. ☒ Enclosed is the application; including the specification, claims, drawings, a signed oath or declaration from the prior application. The continuing application is as follows: 111 pages of specification, 25 claims, 1 page of abstract, 50 sheets of drawings, and 8 pages of oath or declaration and assignment.
- ☒ The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

2. ☐ Cancel original claims of this application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
3. ☒ The filing fee is calculated below:

CLAIMS AS FILED

NUMBER FILED	NUMBER EXTRA		RATE	FEE
TOTAL CLAIMS: 25 -20	5	x	\$18.00.00	90.00
INDEPENDENT CLAIMS 01 -3	0	x	\$86.00.00	0.00
			BASIC FILING FEE:	\$770.00
			TOTAL FILING FEE:	860.00

☐ Small entity status is claimed pursuant to 37 CFR 1.27.

4. ☒ Payment of fees:
☐ Attached is a check in the amount of
☐ Please charge Deposit Account No. 13-2725.
☒ **PAYMENT OF THE FILING FEE IS BEING DEFERRED.**
5. ☒ The Commissioner is hereby authorized to charge any additional fees as set forth in 37 CFR §§ 1.16 to 1.18 which may be required by this paper or credit any overpayment to Account No. 13-2725.
6. ☐ Amend the specification by inserting before the first line the sentence:
7. ☐ A set of formal drawings (sheets) is enclosed.
8. ☒ Priority of application is claimed under 35 U.S.C. 119 as follows:

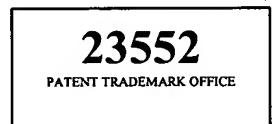
This application is a continuation of U.S. Serial No. 09/886,242, which is a non-provisional application filed under 37 C.F.R. §.1.53(c)(1), claiming priority under 35 U.S.C. § 119(e) to provisional application No. 60/230,978 filed on Sep. 7, 2000, and No. 60/213,637 filed on June 23, 2000, and under 35 U.S.C. § 119(a) to international application number PCT/US00/32678 filed on December 1, 2000, which in turn claims the benefit of the filing date in the United States under 35 U.S.C. § 120 of international applications PCT/US00/08439 filed on March 30, 2000, PCT/US00/04914 filed on February 24, 2000, and PCT/US00/00219 filed on January 5, 2000, the latter claiming priority under 35 U.S.C. § 119(e) to provisional application No. 60/145,698 filed on July 26, 1999 (now abandoned), and under 35 U.S.C. § 120 claiming the benefit of the filing date in the United States of international application PCT/US99/12252 filed on June 2, 1999, which in turn claim priority under 35 U.S.C. § 119(e) to provisional application No. 60/096,146 filed on August 11, 1998 (now abandoned). This application further claims priority under 35 U.S.C. § 120 to application serial number 09/709,238 filed on November 8, 2000, which is a continuation of application serial number 09/380,137 filed on August 25, 1999, which is a national phase application of PCT application number PCT/US99/12252, and claims priority under 35 U.S.C. § 119(e) to provisional application No. 60/096,146 filed on Aug. 11, 1998 (now abandoned).

☐ The certified copy has been filed in prior application Serial No. , filed .

9. ☒ The prior application is assigned of record to Genentech, Inc. located at 1 DNA Way, South San Francisco, California 94080-4990.
10. ☒ The Power of Attorney in the prior application is to:
- Merchant & Gould P.C.
Minneapolis, MN 55402-2215
11. ☐ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
- ☐ Fee for excess claims is attached.
12. ☒ A petition and fee has been filed to extend the term in the prior application until October 22, 2003, and a copy is attached. A copy of the petition for extension of time in the prior application is attached.
13. ☐ The inventor(s) in this application are less than those named in the prior application and it is requested that the following inventors identified above for the prior application be deleted:
14. ☐ A Nonpublication Request under 37 CFR 1.213(a) is enclosed.
15. ☐ Also Enclosed:
16. ☒ Address all future communications to the **Attention of Denise Kettelberger** (may only be completed by attorney or agent of record) at the address below.
17. ☒ A return postcard is enclosed.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
612.332.5300



Date: 22 October 2003

Denise M Kettelberger

Denise Kettelberger
Reg. No. 33,924
DMK:EED:lek

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ferrara et al.
Serial No.: 09/886,242
Filed: June 20, 2001

Examiner: Huyng, Phuong N.
Group Art Unit: 1644
Docket: 11669.0139USU1
Notice of Allow.
Date:

Confirmation
No.:

Due Date: October 22, 2003

Title: EG-VEGF NUCLEIC ACIDS AND POLYPEPTIDES AND METHODS OF USE



CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 321726162 US
Date of Deposit: October 22, 2003

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By:

Name: Lynnda Kraft

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Request for Extension of Time for 3 month(s) in duplicate and please charge Deposit Account No. 13-2725 in the amount of \$950 for the required fee.
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
612.332.5300

By:

Name: Denise Kettelberger

Reg. No.: 33,924

DMK:EED:lek

23552

PATENT TRADEMARK OFFICE



Receipt is hereby acknowledged for the following in the U.S. Patent and Trademark Office:

In re Application of: Ferrara et al.

For: EG-VEGF NUCLEIC ACIDS AND POLYPEPTIDES AND METHODS OF USE

Docket No.: 11669.0139USU1

Filed: June 20, 2001

Express Mail No.: EV 321726162 US

Date Mailed: October 22, 2003

Serial No.: 09/886,242

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Patent

DMK:EED:lek

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ferrara et al. Examiner: Huyng, Phuong N.
Serial No.: 09/886,242 Group Art Unit: 1644
Filed: June 20, 2001 Docket No.: 11669.0139USU1
Title: EG-VEGF NUCLEIC ACIDS AND POLYPEPTIDES AND METHODS OF USE

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By: 

Name: Lynda Kraft

PETITION FOR EXTENSION OF TIME

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. §1.136(a), it is respectfully requested that a three-month extension of time be granted in which to respond to the outstanding Office Action mailed April 22, 2003, said period of response being extended from July 22, 2003 to October 22, 2003.

Please charge Deposit Account No. 13-2725 in the amount of \$950 to cover the required extension fee for a large entity.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903

Date: 22 October 2003
Denise M. Kettelberger, Ph.D.

Reg. No. 33,924

DMK:lek

23552

PATENT TRADEMARK OFFICE